

REMARKS

Claims 11 to 16, 18 to 23, 25, 26, 28, 29, 31 to 48, 51 to 54, 56, 57, 59 and 61 to 64 are pending in the application, and the Examiner rejected all claims.

The §103 Rejection

On page 2 of the Office Action, the Office rejected claims 11 to 16, 18 to 23, 25, 26, 28, 29, 31 to 48, 51 to 54, 56, 57, 59 and 61 to 64 under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 7,230,746 to Cameron et al. in view of U.S. Patent No. 6,665,100 to Klug et al.

The Double Patenting Rejections

On pages 6 through 8 of the Office Action, the Office made various provisional obviousness-type double patenting rejections of Claims 11 to 16, 18 to 23, 25, 26, 28, 29, 31 to 48, 51 to 54, 56, 57, 59 and 61 to 64, as follows:

Over claims 1-22 of copending Application No. 11/427,629

Over claims 1-21 of copending Application No. 11/313,989

Over claims 1-24 of copending Application No. 11/427,645

Over claims 1-26 of copending Application No. 11/427,644

Over claims 1-19 of copending Application No. 11/937,991

The Office additionally made an obviousness-type double patenting rejection of Claims 11-6, 18-23, 25-26, 28-29, 31-48, 51-54, 56-57, 59 and 61-64 over claims 1-19 of U.S. Patent No. 7,315,408.

Applicant will, as appropriate, file one or more Terminal Disclaimers to overcome these rejections upon an indication of allowable subject matter.

Allowable Subject Matter

On pages 8 and 9 of the Office Action, the Examiner provided a statement of reasons for the indication of allowable subject matter, in which she indicated that allowable subject matter existed and gave specific recitation of the elements of the invention that would be allowable over the prior art. Applicant thanks the Examiner for this indication, and has amended the claims in accordance with the Examiner's statements to specifically recite in the claims the language that the Examiner indicated would render the claims allowable. In view of these amendments and the comments made by the Examiner, Applicant submits that no additional search is necessitated by these amendments and also submits that the claim amendments place the claims in allowable condition. Accordingly, the Examiner is respectfully requested to enter the amended claims and issue a Notice of Allowance.

Summary

In view of the foregoing amendments and remarks, applicant respectfully requests entry of the amendments, favorable reconsideration of the application, withdrawal of all rejections and objections and that claims 11 to 16, 18 to 23, 25, 26, 28, 29, 31 to 48, 51 to 54, 56, 57, 59 and 61 to 64 be allowed at an early date and the patent allowed to issue.

PATENT

Application No. 10/534,877

The Commissioner is hereby authorized to charge any fees associated with this communication to applicant's Deposit Account No. 50-4364.

Respectfully submitted

May 21, 2010
Date

/Mark D. Simpson/
Mark D. Simpson, Esquire
Registration No. 32,942

SAUL EWING LLP
Centre Square West
1500 Market Street, 38th Floor
Philadelphia, PA 19102-2189
Telephone: 215 972 7880
Facsimile: 215 972 4169
Email: MSimpson@saul.com